

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In Re: §
§
New Era Painting Inc § Case No. 22-08485
§
Debtor §

TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under chapter 7 of the United States Bankruptcy Code was filed on 07/28/2022. The undersigned trustee was appointed on 07/28/2022.
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized gross receipts of \$ 150,470.73

Funds were disbursed in the following amounts:

Payments made under an interim disbursement	0.00
Administrative expenses	46.40
Bank service fees	1,175.07
Other payments to creditors	0.00
Non-estate funds paid to 3 rd Parties	0.00
Exemptions paid to the debtor	0.00
Other payments to the debtor	0.00

Leaving a balance on hand of¹ \$ 149,249.26

The remaining funds are available for distribution.

¹ The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. §326(a) on account of the disbursement of the additional interest.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

6. The deadline for filing non-governmental claims in this case was 11/28/2022 and the deadline for filing governmental claims was 01/24/2023. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$10,773.54. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$0.00 as interim compensation and now requests a sum of \$10,773.54, for a total compensation of \$10,773.54². In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00, and now requests reimbursement for expenses of \$0.00, for total expenses of \$0.00².

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 09/19/2023 By: /s/Ariane Holtschlag
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

² If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D).

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INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Exhibit A

Case No: 22-08485 ABG Judge: A. Benjamin Goldgar Trustee Name: Ariane Holtschlag
Case Name: New Era Painting Inc Date Filed (f) or Converted (c): 07/28/2022 (f)
341(a) Meeting Date: 08/24/2022
For Period Ending: 09/19/2023 Claims Bar Date: 11/28/2022

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. Office Space Rental Security Deposit	550.00	550.00		0.00	FA
2. Accounts receivable 90 days old or less	142,000.00	118,466.13		119,920.00	FA
3. Business Complete Checking x3739 with JPMorgan Chae Bank, N.A. (u)	0.00	21,946.13		21,946.13	FA
4. Post-Petition Transfers (u)	0.00	8,604.60		8,604.60	FA

Gross Value of Remaining Assets

TOTALS (Excluding Unknown Values)	\$142,550.00	\$149,566.86	\$150,470.73	\$0.00
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(Total Dollar Amount in Column 6)

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

23/09/18: Correspond with J. Storer regarding granting of LOWJF first and final fee app.
23/08/23: Correspond with L. West regarding first and final fee app.
23/08/21: Correspond with L. West regarding partial year final return.
23/08/09: Correspond with J. Storer regarding first and final fee app for LOWJF.
23/08/01: Correspond with L. West regarding partial year final return.
23/07/25: All debtor's funds improperly used post-petition have been recovered.
23/07/05: Correspond with J. Storer regarding recovery of debtor's funds used post-petition.
23/06/29: Correspond with J. Storer regarding objection to Valasek POC.
23/06/21: Correspond with J. Storer regarding recovery of debtor's funds used post-petition.
23/04/18: Correspond with J. Storer regarding recovery of debtor's funds used post-petition.
23/04/14: Correspond with L. West regarding tax returns.
23/03/15: Correspond with L. West regarding tax returns.
23/03/08: Correspond with J. Storer regarding Robe, Inc. AR. etc.
23/03/03: Correspond with J. Storer regarding Debtor's post-petition use of bank account, delta is \$8,604.60.
23/02/28: Correspond with J. Storer regarding Valasek POC.
23/01/06: Have payroll numbers, but will need SSNs for W2s, supplemental request sent to Debtor.
22/12/28: Review POCs 1-7. Totals: \$9,203.32 secured; \$101,749.03 priority; \$184,875.31 GUC. Need legal advice on Valasek and tax claims. If Valasek priority claim is recategorized as GUC (priority would then be \$28,417.33 and GUCs would be \$258,207.01), and full amount of ARs recovered, then anticipated GUC distribution is ~25%.
22/12/20: Correspond with L. West regarding employment as accountant.
22/12/15: Debtor's counsel holding check for \$21,946.13 payable to Trustee representing the amount in the Chase account when it was closed. Robe, Inc. to issue two checks to Trustee soon and a third in the near future. Other issues: possibly another bank account at Beverly Bank, post-petition use of Debtor's bank account, and confirming amounts due from Robe, Inc.

22/12/07: Rec'd some supplemental docs from Debtor's counsel that purport to be:

- General Ledger for 2022 ytd.
- Financial Statements for 12/31/2021 and 7/31/2022
- 2022 Payroll Reports

- Chase Bank statements for July, August, and Sept

Updated bank statements show Post-Petition activity. Demand made for turnover of bank account. ETA 12/9/22.

22/11/29:

- No response from Robe, Inc. to demand letter, appears lawsuit will be necessary to collect, mechanic's lien not an option.
- Follow up with Debtor's counsel regarding outstanding documents requested.

22/10/25:

- Demand letter sent to Robe, Inc.
- Supplemental request to Debtor for: 1) 2022 general ledger (showing all business activity); 2) 2022 payroll journals so W2s may be issued; 3) bank statements from June 2022 through present; and 4) closure of bank account and turnover of balance.
- Counsel preparing legal action to collect ARs from Robe, Inc.

22/10/21: Rec'd from Debtor: 1) Balance Sheet Report and PnL; and 2) List of ARs with contracts and invoices.

22/09/26: Order entered authorizing 2004 exams of: Martin Delgadillo, JPMorgan Chase Bank, N.A., and Isela Noriega.

22/09/22: Continued meeting held, brief discussion of outstanding documents. Debtor says will have balance of docs within 2 weeks.

22/09/22: Rec'd tax returns and some invoice information from Debtor's counsel.

22/09/16: Rec'd bank statements and ZRF from Debtor's counsel

22/09/12: Order entered employing J. Storer as counsel for the Estate.

22/08/25: Filed initial report of assets. POC deadline 11/28/22; Gov't deadline 1/24/23. Initial Est TFR based on estimated length of time needed to investigate financial affairs and liquidate ARs.

22/08/25: Follow up correspondence to Debtor's counsel requesting:

- a. Debtor's tax returns for 2020, and 2021
- b. Debtor's bank statements for the period of 7/1/2020 – 7/31/2022
- c. A full copy of the Debtor's bookkeeping file (usually Quickbooks .QBW)
- d. Balance sheet report as of the petition date (7/28/2022) as well as 7/28/2021 and 7/28/2020
- e. Profit and Loss report for 2022 YTD, 1/1/2021-12/31/2021, and 1/1/2020-12/31/2020
- f. Debtor's tax return for 2019 (testimony that this was the last year on file)
- g. A full list of all outstanding accounts receivable scheduled with an aggregate value of \$142k as well as the contracts and Invoices for each (testimony was that the contracts and invoices are on-hand)

22/08/24: Initial 341 meeting. Some questioning, but no docs, so meeting continued to 9/22/22 at 2:00 p.m. Correspond with prospective counsel regarding potential assets and case strategy.

22/08/22: Correspond with creditor S. Valasek regarding 341 meeting.

22/08/12: Follow up correspondence to Debtor's counsel.

22/08/09: Correspond with Debtor's counsel regarding new business case and inquiring as to cessation of operations and critical assets and requesting:

1. Debtor's tax returns for 2021 and 2020
2. Debtor's bank statements for the period of 7/1/2020 – 7/31/2020
3. A full copy of the Debtor's bookkeeping file (usually Quickbooks .QBW)
4. Balance sheet report as of the petition date (7/28/2022) as well as 7/28/2021 and 7/28/2020
5. Profit and Loss report for 2022 YTD, 1/1/2021-12/31/2021, and 1/1/2020-12/31/2020

Initial Projected Date of Final Report (TFR): 12/31/2023

Current Projected Date of Final Report (TFR): 12/31/2023

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ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 22-08485
Case Name: New Era Painting Inc

Trustee Name: Ariane Holtschlag
Bank Name: Axos Bank
Account Number/CD#: XXXXXX0145
Checking

Exhibit B

Taxpayer ID No: XX-XXX7685
For Period Ending: 09/19/2023

Blanket Bond (per case limit): \$5,000,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
12/28/22	2	Robe, Inc. 6150 N Northwest Hwy Chicago, IL 60631	Payment on account of Tuley Park 6/21/2022 TP-2022-080 "original amount \$40,750; balance due \$32,400; 12/15/2022 discount"	1129-000	\$32,400.00		\$32,400.00
12/28/22	2	Robe, Inc. 6150 N northwest Hwy Chicago, IL 60631	Payment on account of 923 - Student Hall 7/7/2022 UIC-923-345	1129-000	\$23,400.00		\$55,800.00
12/30/22	2	Robe, Inc. 6150 N Northwest Hwy Chicago, IL 60631	Payment on account of Paschen PP-2022-075	1129-000	\$25,700.00		\$81,500.00
01/03/23		Axos Bank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$19.72	\$81,480.28
01/06/23	3	New Era Painting Inc 5408 S. KILDARE CHICAGO, IL 60632	Proceeds from liquidation of Chase bank account	1229-000	\$21,946.13		\$103,426.41
02/01/23		Axos Bank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$110.29	\$103,316.12
03/01/23		Axos Bank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$103.03	\$103,213.09
03/01/23	1001	International Sureties Ltd. 701 Poydras St. Suite 420 New Orleans, LA 70139	2023-2024 Premium - Blanket Bond #016073584	2300-000		\$46.40	\$103,166.69
03/09/23	2	Robe, Inc. 6150 N. Northwest Hwy Chicago, IL 60631	Account Receivable payment Memo: DW; Date: 7/30/2022; Reference BP-2022-070	1129-000	\$38,420.00		\$141,586.69
04/03/23		Axos Bank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$146.76	\$141,439.93
05/01/23		Axos Bank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$151.14	\$141,288.79
05/04/23	4	Isela Noriega		1149-000	\$4,500.00		\$145,788.79

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 22-08485
Case Name: New Era Painting Inc

Trustee Name: Ariane Holtschlag
Bank Name: Axos Bank
Account Number/CD#: XXXXXX0145
Checking

Exhibit B

Taxpayer ID No: XX-XXX7685
For Period Ending: 09/19/2023

Blanket Bond (per case limit): \$5,000,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
06/01/23		Axos Bank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$160.49	\$145,628.30
07/03/23		Axos Bank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$155.60	\$145,472.70
07/06/23	4	Isela Noriega		1149-000	\$2,100.00		\$147,572.70
07/25/23	4	Isela Noriega		1149-000	\$2,004.60		\$149,577.30
08/01/23		Axos Bank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$163.07	\$149,414.23
09/01/23		Axos Bank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$164.97	\$149,249.26

COLUMN TOTALS	\$150,470.73	\$1,221.47
Less: Bank Transfers/CD's	\$0.00	\$0.00
Subtotal	\$150,470.73	\$1,221.47
Less: Payments to Debtors	\$0.00	\$0.00
Net	\$150,470.73	\$1,221.47

Exhibit B

TOTAL OF ALL ACCOUNTS			
	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
XXXXXX0145 - Checking	\$150,470.73	\$1,221.47	\$149,249.26
	\$150,470.73	\$1,221.47	\$149,249.26
	(Excludes account transfers)	(Excludes payments to debtors)	Total Funds on Hand
Total Allocation Receipts:	\$0.00		
Total Net Deposits:	\$150,470.73		
Total Gross Receipts:	\$150,470.73		

Exhibit C
ANALYSIS OF CLAIMS REGISTER

Case Number: 22-08485

Date: September 19, 2023

Debtor Name: New Era Painting Inc

Claims Bar Date: 11/28/2022

Code #	Creditor Name And Address	Claim Class	Notes	Scheduled	Claimed	Allowed
100 2100	Ariane Holtschlag, Trustee FACTORLAW 105 W. MADISON SUITE 1500 CHICAGO, IL 60602	Administrative		\$0.00	\$10,773.54	\$10,773.54
100 3110	Law Offices of William Factor, Ltd. 105 West Madison Street Suite 1500 Chicago, IL 60602	Administrative		\$0.00	\$9,507.50	\$9,507.50
100 3120	Law Offices of William Factor, Ltd. 105 West Madison Street Suite 1500 Chicago, IL 60602	Administrative		\$0.00	\$15.23	\$15.23
100 3410	Kutchins, Robbins & Diamond, Ltd. Attn: Lois West 35 E. Wacker Drive, Suite 690 Chicago, IL 60601	Administrative		\$0.00	\$2,857.50	\$2,857.50
2P 280 5800	Department of the Treasury - Internal Revenue Service P.O. Box 7317 Philadelphia, PA 19101-7317	Priority		\$0.00	\$18,049.95	\$18,049.95
5P 280 5800	Illinois Department Of Employment Security 33 S. State Street 10Th Fl Chicago, Il 60603	Priority		\$0.00	\$1,277.53	\$1,277.53
6P 280 5800	Illinois Department Of Revenue- Bankruptcy Po Box 19035 Springfield, Il 62794-9035	Priority		\$0.00	\$3,952.31	\$3,952.31
7P 280 5800	Illinois Department Of Revenue- Bankruptcy Po Box 19035 Springfield, Il 62794-9035	Priority		\$0.00	\$4,637.54	\$4,637.54
1 300 7100	Timothy J. Valasek 2109 Dartmouth Lane Darien, Il 60561	Unsecured		\$0.00	\$196,019.32	\$168,638.17

Exhibit C
ANALYSIS OF CLAIMS REGISTER

Case Number: 22-08485

Date: September 19, 2023

Debtor Name: New Era Painting Inc

Claims Bar Date: 11/28/2022

Code #	Creditor Name And Address	Claim Class	Notes	Scheduled	Claimed	Allowed
2U 300 7100	Department of the Treasury - Internal Revenue Service P.O. Box 7317 Philadelphia, PA 19101-7317	Unsecured		\$0.00	\$2,208.08	\$2,208.08
3 300 7100	Capital One Bank (USA), N.A. by American InfoSource as agent PO Box 71083 Charlotte, NC 28272-1083	Unsecured		\$0.00	\$4,863.27	\$4,863.27
4 300 7100	Jpmorgan Chase Bank, N.A. PO Box 15368 Vilmington, DE 19850	Unsecured		\$0.00	\$54,104.05	\$54,104.05
5U 300 7100	Illinois Department Of Employment Security 33 S. State Street 10Th Fl Chicago, Il 60603	Unsecured		\$0.00	\$110.00	\$110.00
6U 300 7100	Illinois Department Of Revenue- Bankruptcy Po Box 19035 Springfield, Il 62794-9035	Unsecured		\$0.00	\$456.00	\$456.00
7U 300 7100	Illinois Department Of Revenue- Bankruptcy Po Box 19035 Springfield, Il 62794-9035	Unsecured		\$0.00	\$446.29	\$446.29
2S 400 4300	Department of the Treasury - Internal Revenue Service P.O. Box 7317 Philadelphia, PA 19101-7317	Secured		\$0.00	\$2,104.10	\$2,104.10
5S 400 4800	Illinois Department Of Employment Security 33 S. State Street 10Th Fl Chicago, Il 60603	Secured		\$0.00	\$7,099.22	\$7,099.22
Case Totals				\$0.00	\$318,481.43	\$291,100.28

Code#: Trustee's Claim Number, Priority Code, Claim Type (UTC)

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 22-08485

Case Name: New Era Painting Inc

Trustee Name: Ariane Holtschlag

Balance on hand \$ 149,249.26

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payment to Date	Proposed Payment
2S	Department of the Treasury - Internal Revenue Service	\$ 2,104.10	\$ 2,104.10	\$ 0.00	\$ 0.00
5S	Illinois Department Of Employment Security	\$ 7,099.22	\$ 7,099.22	\$ 0.00	\$ 0.00

Total to be paid to secured creditors \$ 0.00

Remaining Balance \$ 149,249.26

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee Fees: Ariane Holtschlag, Trustee	\$ 10,773.54	\$ 0.00	\$ 10,773.54
Attorney for Trustee Fees: Law Offices of William Factor, Ltd.	\$ 9,507.50	\$ 0.00	\$ 9,507.50
Attorney for Trustee Expenses: Law Offices of William Factor, Ltd.	\$ 15.23	\$ 0.00	\$ 15.23
Accountant for Trustee Fees: Kutchins, Robbins & Diamond, Ltd.	\$ 2,857.50	\$ 0.00	\$ 2,857.50

Total to be paid for chapter 7 administrative expenses \$ 23,153.77

Remaining Balance \$ 126,095.49

Applications for prior chapter fees and administrative expenses have been filed as follows:

NONE

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$27,917.33 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
2P	Department of the Treasury - Internal Revenue Service	\$ 18,049.95	\$ 0.00	\$ 18,049.95
5P	Illinois Department Of Employment Security	\$ 1,277.53	\$ 0.00	\$ 1,277.53
6P	Illinois Department Of Revenue-Bankruptcy	\$ 3,952.31	\$ 0.00	\$ 3,952.31
7P	Illinois Department Of Revenue-Bankruptcy	\$ 4,637.54	\$ 0.00	\$ 4,637.54

Total to be paid to priority creditors \$ 27,917.33

Remaining Balance \$ 98,178.16

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$230,825.86 have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 42.5 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1	Timothy J. Valasek	\$ 168,638.17	\$ 0.00	\$ 71,727.60
2U	Department of the Treasury - Internal Revenue Service	\$ 2,208.08	\$ 0.00	\$ 939.17
3	Capital One Bank (USA), N.A.	\$ 4,863.27	\$ 0.00	\$ 2,068.52
4	Jpmorgan Chase Bank, N.A.	\$ 54,104.05	\$ 0.00	\$ 23,012.31
5U	Illinois Department Of Employment Security	\$ 110.00	\$ 0.00	\$ 46.79
6U	Illinois Department Of Revenue-Bankruptcy	\$ 456.00	\$ 0.00	\$ 193.95
7U	Illinois Department Of Revenue-Bankruptcy	\$ 446.29	\$ 0.00	\$ 189.82

Total to be paid to timely general unsecured creditors \$ 98,178.16

Remaining Balance \$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent.

Tardily filed general (unsecured) claims are as follows:

NONE

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent.

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

NONE